

I certify that the attached is a true and correct copy of J.R. 22 which was filed of record on 1-14-93 and referred to the committee on County Affairs

93 FEB -4 PM 5:09
HOUSE OF REPRESENTATIVES

Barry J.
Chief Clerk of the House

FILED JAN 13 1993

By A. V. ...

J.R. No. 22

A JOINT RESOLUTION

proposing a constitutional amendment to abolish the office of county surveyor in McLennan County.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44(e), of the Texas Constitution is amended to read as follows:

(e) The office of County Surveyor in the counties of Denton, Randall, Collin, Dallas, El Paso, McLennan, and Henderson is abolished upon the approval of the abolition by a majority of the qualified voters of the respective county voting on the question at an election that the Commissioners Court of the county may call. If the election is called, the Commissioners Court shall order the ballot at the election to be printed to provide for voting for or against the proposition: "Abolishing the office of county surveyor." Each qualified voter of the county is entitled to vote in the election. If the office of County Surveyor is abolished under this subsection, the maps, field notes, and other records in the custody of the County Surveyor are transferred to the County Clerk of the county. After abolition, the Commissioners Court may employ or contract with a qualified person to perform any of the functions that would have been performed by the County Surveyor if the office had not been abolished.

SECTION 2. This proposed amendment shall be submitted to the voters at an election to be held on November 2, 1993. The ballot shall be printed to provide for voting for or against the

RECEIVED
JUN 10 1968
JUN 10 1968

1 proposition: "The constitutional amendment to abolish the office
2 of county surveyor in McLennan County."

HOUSE COMMITTEE REPORT

1st Printing

93 MAY -3 PM 4:13

HOUSE OF REPRESENTATIVES

By Averitt

H.J.R. No. 22

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county surveyor in McLennan County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44(e), of the Texas
5 Constitution is amended to read as follows:

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8 abolished upon the approval of the abolition by a majority of the
9 qualified voters of the respective county voting on the question at
10 an election that the Commissioners Court of the county may call.
11 If the election is called, the Commissioners Court shall order the
12 ballot at the election to be printed to provide for voting for or
13 against the proposition: "Abolishing the office of county
14 surveyor." Each qualified voter of the county is entitled to vote
15 in the election. If the office of County Surveyor is abolished
16 under this subsection, the maps, field notes, and other records in
17 the custody of the County Surveyor are transferred to the County
18 Clerk of the county. After abolition, the Commissioners Court may
19 employ or contract with a qualified person to perform any of the
20 functions that would have been performed by the County Surveyor if
21 the office had not been abolished.

22 SECTION 2. This proposed amendment shall be submitted to the
23 voters at an election to be held on November 2, 1993. The ballot
24 shall be printed to provide for voting for or against the

H.J.R. No. 22

1 proposition: "The constitutional amendment to abolish the office
2 of county surveyor in McLennan County."

COMMITTEE REPORT

The Honorable Pete Laney
Speaker of the House of Representatives

April 30, 1993
(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS

to whom was referred HJR 22 have had the same under consideration and beg to report
(measure)

back with the recommendation that it

☒ do pass, without amendment.

☐ do pass, with amendment(s).

☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes ☐ no

An author's fiscal statement was requested. ☒ yes ☐ no

A criminal justice policy impact statement was requested. ☐ yes ☒ no

An equalized educational funding impact statement was requested. ☐ yes ☒ no

An actuarial impact statement was requested. ☐ yes ☒ no

A water development policy impact statement was requested. ☐ yes ☒ no

☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Campbell, Ch.	X			
Gutierrez, V.C.	X			
Chisum				X
Corte	X			
Finnell	X			
Hamric	X			
Kamel				X
Longoria	X			
Parra	X			
Williamson				X
Zbranek	X			

Total

8 aye

0 nay

0 present, not voting

3 absent

Bur Campbell
CHAIRMAN

BILL ANALYSIS

H.J.R. 22

By: Averitt

BACKGROUND

Currently, the office of County Surveyor is a constitutional office. McLennan County has determined that this county office is no longer needed.

PURPOSE

To allow for the abolition of the office of County Surveyor in McLennan County, if approved by voters.

RULEMAKING AUTHORITY

It is the opinion of the committee that this resolution does not delegate any new rulemaking authority to a state agency, officer, department, or institution.

SECTION BY SECTION ANALYSIS

SECTION 1: Amends Article XVI, Section 44(e) of the Texas Constitution to allow for the abolition of the office of county surveyor in McLennan County. Abolition requires voter approval.

SECTION 2: Sets forth ballot provisions.

SUMMARY OF COMMITTEE ACTION

Pursuant to a notice posted on March 18, 1993, the Committee on County Affairs met in a public hearing on March 24, 1993. The Chair laid out HJR 22. Rep. Averitt submitted a letter and resolution in favor of HJR 22, from the McLennan County Commissioners Court. The following person registered to testify on HJR 22, but did not testify: Sam D. Seale, representing the Texas Association of Counties. There was no other testimony on the bill. The Chair moved that HJR 22 be referred to a subcommittee of the whole committee, with Rep. Campbell as the Chairman. There being no objection, it was so ordered.

Pursuant to an announcement made from the House Floor on April 30, 1993, the Committee on County Affairs met in a formal meeting on April 30, 1993. The Chair recalled HJR 22 from subcommittee. The Chair laid out HJR 22. The committee voted to report HJR 22 favorably to the full House, without amendment, with the recommendation that it do pass by a record vote of 8 Ayes, 0 Nays, 0 PNV, and 3 Absent.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

February 10, 1993

TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

IN RE: House Joint Resolution No. 22
By: Averitt

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 22 (proposing a constitutional amendment to abolish the office of county surveyor in McLennan County) this office has determined the following:

No fiscal implication to the State is anticipated other than the cost of publication.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House as to its probable fiscal implication on units of local government.

The cost of publication of the resolution to the State is \$60,000.

Source: LBB Staff: JO, JWH, DF, WJR, OC



Kip Averitt
State Representative
District 56

P.O. BOX 2910
AUSTIN, TEXAS 78768-2910
512/463-0712

6801 SANGER, STE. 145
WACO, TEXAS 76710
817/772-6225

March 24, 1993

The Honorable Ben Campbell
Chairman, County Affairs
Author's Fiscal Statement
Re: County Surveyor of McLennan County

Dear Representative Campbell:

In response to your request for an Author's Fiscal Statement on H.J.R. 22, I have determined the following:

1. **COST TO STATE GOVERNMENT:** The cost of publication of the resolution to the State is \$60,000.
2. **COST TO MCLENNAN COUNTY GOVERNMENT:** The McLennan County Auditor has determined that there would be no fiscal impact to McLennan County if this Constitutional Amendment passes as currently the office is vacant.

Please let me know if I can provide further information to you.

Sincerely,

Kip Averitt
Kip Averitt

COMMITTEES
BUSINESS & INDUSTRY • INSURANCE • RULES & RESOLUTIONS

4

HOUSE ENGROSSMENT

By Averitt

H.J.R. No. 22

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county surveyor in McLennan County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44(e), of the Texas
5 Constitution is amended to read as follows:

6 (e) The office of County Surveyor in the counties of Denton,
7 Randall, Collin, Dallas, El Paso, McLennan, and Henderson is
8 abolished upon the approval of the abolition by a majority of the
9 qualified voters of the respective county voting on the question at
10 an election that the Commissioners Court of the county may call.
11 If the election is called, the Commissioners Court shall order the
12 ballot at the election to be printed to provide for voting for or
13 against the proposition: "Abolishing the office of county
14 surveyor." Each qualified voter of the county is entitled to vote
15 in the election. If the office of County Surveyor is abolished
16 under this subsection, the maps, field notes, and other records in
17 the custody of the County Surveyor are transferred to the County
18 Clerk of the county. After abolition, the Commissioners Court may
19 employ or contract with a qualified person to perform any of the
20 functions that would have been performed by the County Surveyor if
21 the office had not been abolished.

22 SECTION 2. This proposed amendment shall be submitted to the
23 voters at an election to be held on November 2, 1993. The ballot
24 shall be printed to provide for voting for or against the

H.J.R. No. 22

1 proposition: "The constitutional amendment to abolish the office
2 of county surveyor in McLennan County."

1 By: Averitt (Senate Sponsor - Sibley) H.J.R. No. 22
2 (In the Senate - Received from the House May 11, 1993;
3 May 12, 1993, read first time and referred to Committee on
4 Intergovernmental Relations; May 25, 1993, reported favorably by
5 the following vote: Yeas 8, Nays 0; May 25, 1993, sent to
6 printer.)

7 COMMITTEE VOTE

	Yea	Nay	PNV	Absent
8 Armbrister	x			
9 Leedom	x			
10 Carriker				x
11 Henderson	x			
12 Madla				x
13 Moncrief	x			
14 Patterson	x			
15 Rosson	x			
16 Shapiro				x
17 Wentworth	x			
18 Whitmire	x			

20 HOUSE JOINT RESOLUTION

21 proposing a constitutional amendment to abolish the office of
22 county surveyor in McLennan County.

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28 abolished upon the approval of the abolition by a majority of the
29 qualified voters of the respective county voting on the question at
30 an election that the Commissioners Court of the county may call.
31 If the election is called, the Commissioners Court shall order the
32 ballot at the election to be printed to provide for voting for or
33 against the proposition: "Abolishing the office of county
34 surveyor." Each qualified voter of the county is entitled to vote
35 in the election. If the office of County Surveyor is abolished
36 under this subsection, the maps, field notes, and other records in
37 the custody of the County Surveyor are transferred to the County
38 Clerk of the county. After abolition, the Commissioners Court may
39 employ or contract with a qualified person to perform any of the
40 functions that would have been performed by the County Surveyor if
41 the office had not been abolished.

42 SECTION 2. This proposed amendment shall be submitted to the
43 voters at an election to be held on November 2, 1993. The ballot
44 shall be printed to provide for voting for or against the
45 proposition: "The constitutional amendment to abolish the office
46 of county surveyor in McLennan County."

47 * * * * *

48 Austin, Texas
49 May 25, 1993

50 Hon. Bob Bullock
51 President of the Senate

52 Sir:

53 We, your Committee on Intergovernmental Relations to which was
54 referred H.J.R. No. 22, have had the same under consideration, and
55 I am instructed to report it back to the Senate with the
56 recommendation that it do pass and be printed.

57 Armbrister, Chairman

1

* * * * *

2

WITNESSES

3

No witnesses appeared on H.J.R. No. 22.

**FAVORABLE
SENATE COMMITTEE REPORT ON**

SB SCR SJR SR HB HCR HJR 22
By AVERIL H. SIBBLEY
(Author/Senate Sponsor)
May 24, 1993
(date)

We, your Committee on INTERGOVERNMENTAL RELATIONS, to which was referred the attached measure, have on May 24, 1993, had the same under consideration and I am instructed to report it back with the recommendation (s) that it:

☒ do pass and be printed

☐ do pass and be ordered not printed

~~It~~ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Armbrister, Chair	X			
Leedom, Vice-Chair	X			
Carriker			X	
Henderson	X			
Madla			X	
Moncrief	X			
Patterson	X			
Rosson	X			
Shapiro			X	
Wentworth	X			
Whitmire	X			
TOTAL VOTES	8	0	3	0

COMMITTEE ACTION

S260 Considered in public hearing
S270 Testimony taken

Mary Padell
COMMITTEE CLERK

Ken Ambrose
CHAIRMAN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

May 14, 1993

TO: Honorable Ken Armbrister, Chair
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas

IN RE: House Joint Resolution
No. 22, as engrossed
By: Averitt

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 22, as engrossed (proposing a constitutional amendment to abolish the office of county surveyor in McLennan County) this office has determined the following:

No fiscal implication to the State is anticipated.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the Senate as to its probable fiscal implication on units of local government.

The cost of publication of the resolution to the State is \$60,000.

Source: LBB Staff: JO, JWH, EC, OC

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

February 10, 1993

TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

IN RE: House Joint Resolution No. 22
By: Averitt

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 22 (proposing a constitutional amendment to abolish the office of county surveyor in McLennan County) this office has determined the following:

No fiscal implication to the State is anticipated other than the cost of publication.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House as to its probable fiscal implication on units of local government.

The cost of publication of the resolution to the State is \$60,000.

Source: LBB Staff: JO, JWH, DF, WJR, OC



Kip Averitt
State Representative
District 56

P.O. BOX 2910
AUSTIN, TEXAS 78768-2910
512/463-0712

6801 SANGER, STE. 145
WACO, TEXAS 76710
817/772-6225

March 24, 1993

The Honorable Ben Campbell
Chairman, County Affairs
Author's Fiscal Statement
Re: County Surveyor of McLennan County

Dear Representative Campbell:

In response to your request for an Author's Fiscal Statement on H.J.R. 22, I have determined the following:

1. COST TO STATE GOVERNMENT: The cost of publication of the resolution to the State is \$60,000.
2. COST TO MCLENNAN COUNTY GOVERNMENT: The McLennan County Auditor has determined that there would be no fiscal impact to McLennan County if this Constitutional Amendment passes as currently the office is vacant.

Please let me know if I can provide further information to you.

Sincerely,

Kip Averitt
Kip Averitt

F
ENROLLED

H.J.R. No. 22

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
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9 qualified voters of the respective county voting on the question at
10 an election that the Commissioners Court of the county may call.
11 If the election is called, the Commissioners Court shall order the
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13 against the proposition: "Abolishing the office of county
14 surveyor." Each qualified voter of the county is entitled to vote
15 in the election. If the office of County Surveyor is abolished
16 under this subsection, the maps, field notes, and other records in
17 the custody of the County Surveyor are transferred to the County
18 Clerk of the county. After abolition, the Commissioners Court may
19 employ or contract with a qualified person to perform any of the
20 functions that would have been performed by the County Surveyor if
21 the office had not been abolished.

22 SECTION 2. This proposed amendment shall be submitted to the
23 voters at an election to be held on November 2, 1993. The ballot
24 shall be printed to provide for voting for or against the

H.J.R. No. 22

1 proposition: "The constitutional amendment to abolish the office
2 of county surveyor in McLennan County."

President of the Senate

Speaker of the House

I certify that H.J.R. No. 22 was passed by the House on May 10, 1993, by the following vote: Yeas 139, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 22 was passed by the Senate on May 27, 1993, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

RECEIVED:

Date

Secretary of State

President of the Senate

Speaker of the House

I certify that H.J.R. No. 22⁽¹⁾ was passed by the House on

May 10⁽²⁾, 1993, by the following vote:

Yeas 139⁽³⁾, Nays 0⁽⁴⁾, 1 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 22 was passed by the Senate on

May 27⁽⁵⁾, 1993, by the following vote:

Yeas 31⁽⁶⁾, Nays 0⁽⁷⁾.

Secretary of the Senate

RECEIVED:

Date

Secretary of State

**** Preparation: CT47;

BILL ANALYSIS

Senate Research Center

H.J.R. 22
By: Averitt
Intergovernmental Relations
5-23-93
Engrossed

BACKGROUND

Currently, the office of county surveyor is a constitutional office. McLennan County has determined that this county office is no longer needed.

PURPOSE

As proposed, H.J.R. 22 requires the submission to the voters of a constitutional amendment to abolish the office of the County Surveyor of McLennan County.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article XVI, Section 44(e), Texas Constitution, to include the office of County Surveyor in McLennan County among those offices abolished upon the approval of the majority of qualified voters of that county.

SECTION 2. Requires this constitutional amendment to be submitted to the voters on November 2, 1993. Sets forth the required language of the ballot.

BILL ANALYSIS

Senate Research Center

H.J.R. 22
By: Averitt
Intergovernmental Relations
7-1-93
Enrolled

BACKGROUND

Currently, the office of county surveyor is a constitutional office. McLennan County has determined that this county office is no longer needed.

PURPOSE

As enrolled, H.J.R. 22 requires the submission to the voters of a constitutional amendment to abolish the office of the County Surveyor of McLennan County.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

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SECTION 2. Requires this constitutional amendment to be submitted to the voters on November 2, 1993. Sets forth the required language of the ballot.

BILL ANALYSIS

Senate Research Center

H.J.R. 22
By: Averitt
Intergovernmental Relations
9-15-93
Enrolled

BACKGROUND

Currently, the office of county surveyor is a constitutional office. McLennan County has determined that this county office is no longer needed.

PURPOSE

As enrolled, H.J.R. 22 requires the submission to the voters of a constitutional amendment to abolish the office of the County Surveyor of McLennan County.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article XVI, Section 44(e), Texas Constitution, to include the office of County Surveyor in McLennan County among those offices abolished upon the approval of the majority of qualified voters of that county.

SECTION 2. Requires the submission of this constitutional amendment to the voters at an election to be held November 2, 1993, and provides the language for the ballot.

H. J. R. No. 22

By Averett

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to abolish the office of county surveyor in McLennan County.

JAN 14 1993

1. Filed with the Chief Clerk.

FEB 1 1993

2. Read first time and referred to Committee on

County Affairs

APR 30 1993

3. Reported favorably (as amended) (or substituted) and sent to Printer at

11:00 AM

MAY 03 1993

MAY 03 1993

4. Printed and distributed at

4:13 pm

MAY 04 1993

5. Sent to Committee on Calendars at

12:39 pm

MAY 10 1993

6. Read second time (amended) and (finally) passed to Third Reading by a Record Vote of 139 yeas, 0 nays, 1 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 10 1993

11. Ordered Engrossed at

3:37 pm

MAY 10 1993

12. Engrossed.

MAY 10 1993

13. Returned to Chief Clerk at

5:15 pm

MAY 11 1993

14. Sent to the Senate.

Betty Murray
Chief Clerk of the House

MAY 11 1993

15. Received from the House

May 12, 1993

16. Read, referred to Committee on

INTERGOVERNMENTAL RELATIONS

5-25-93

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

20. Regular order of business suspended by

Unanimous consent
(a viva voce vote.)

(_____ yeas, _____ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAY 27 1993

22. Read second time

passed to third reading by:
(a viva voce vote.)

(_____ yeas, _____ nays.)

voice vote

23. Caption ordered amended to conform to body of bill.

MAY 27 1993

24. Senate and Constitutional 3-Day Rules suspended by vote of 31 yeas,
0 nays to place bill on third reading and final passage.

MAY 27 1993

25. Read third time and passed by

(a viva voce vote)
(31 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

Betty King
Secretary of the Senate

May 27, 1993

26. Returned to the House.

MAY 27 1993

27. Received from the Senate (with amendments.)
(as substituted.)

28. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

29. Conference Committee Ordered.

30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 27 1993

31. Ordered Enrolled at

12:04 pm

HOUSE OF REPRESENTATIVES
1093 MAY 10 PM 5:15

HOUSE OF REPRESENTATIVES
93 MAY -3 PM 4:13